

Herbert A. Viergutz, Esq.  
Barokas Martin & Tomlinson  
1029 West Third, Suite 280  
Anchorage, AK 99501  
Phone: (907) 276-8010  
Facsimile: (907) 276-5334

Attorneys for United States Fidelity and Guaranty Company

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA AT ANCHORAGE**

UNITED STATES OF AMERICA for the use of NORTH  
STAR TERMINAL & STEVEDORE COMPANY, d/b/a  
NORTHERN STEVEDORING & HANDLING, and NORTH  
STAR TERMINAL & STEVEDORE COMPANY, d/b/a  
NORTHERN STEVEDORING & HANDLING, on its own  
behalf,

Plaintiffs,

and

UNITED STATES OF AMERICA for the use of SHORESIDE  
PETROLEUM, INC., d/b/a MARATHON FUEL SERVICE,  
and SHORESIDE PETROLEUM, INC., d/b/a MARATHON  
FUEL SERVICE, on its own behalf,

Intervening Plaintiffs,

and

METCO, INC.,

Intervening Plaintiff,

vs.

NUGGET CONSTRUCTION, INC.; SPENCER ROCK  
PRODUCTS, INC.; UNITED STATES FIDELITY AND  
GUARANTY COMPANY; and ROBERT A. LAPORE,

Defendants.

No. 3:98-cv-9 (TMB)

**AFFIDAVIT OF COUNSEL**

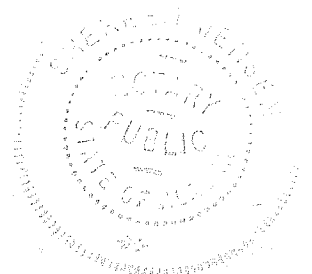
BAROKAS MARTIN & TOMLINSON  
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Anchorage, Alaska 99501  
Phone: (907) 276-8010  
Fax: (907) 276-5334

Herbert A. Viergutz, being first duly sworn upon oath, deposes and states as follows:

- FURTHER YOUR AFFIANT SAYETH NAUGHT.

Herbert A. Viergutz

Sharon Jensen  
Notary Public in and for Alaska  
My Commission Expires: 11-17-08



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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of this document was served by electronic notification on this 1st day of June, 2006, to:

Michael W. Sewright, Esq.  
Burr, Pease & Kurtz  
810 N Street  
Anchorage, AK 99501

Paul Stockler, Esq.  
1309 West 16<sup>th</sup> Avenue  
Anchorage, AK 99501

Tom Krider, Esq.  
Traeger Machetanz, Esq  
Oles Morrison Rinker & Baker, LLP  
745 4th Avenue, Suite 502  
Anchorage, AK 99501-2136

Steven J. Shamburek, Esq.  
Law Office of Steven J. Shamburek  
425 G Street, Suite 630  
Anchorage, AK 99501-5872

s/ Herbert A. Viergutz

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